GOVERNMENT OF ANDHRA PRADESH
ABSTRACT

Public Servants - Panchayat Raj and Rural Development Department – Sri B.Veeranna, EE., P.R., Division, Jammalamadugu, Y.S.R. Kadapa Dist.- Departmental proceedings initiated under Rule 20 of Andhra Pradesh Civil Services (Classification, Control & Appeal) Rules, 1991 read with Rule-9 of Andhra Pradesh Revised Pension Rules, 1980 – Article of Charges – Issued.

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G.O.RT.No. 775 **Dated: 28-11-2017**

Read the following:

1. From the General Administration (Vigilance & Enforcement) Department, Vigilance Report No.25(C.No.40-7/V&E/E/2015), dated:19.04.2017.
2. G.O.Ms.No. 65 Panchayat Raj & Rural Development (Vig.II) Department, dated:28.11.2017

ORDER:

In pursuance of the sanction accorded in the G.O. 2nd read above under sub-clause (i) of clause (b) of sub-rule (2) of Rule-9 of Andhra Pradesh Revised Pension Rules, 1980 for instituting departmental proceedings against Sri B.Veeranna, the then Executive Engineer, Panchayat Raj Division, Jammalamadugu, Y.S.R. Kadapa District and now retired, it is proposed to hold an inquiry against him in accordance with the procedure laid down in Rule 20 of the Andhra Pradesh Civil Services (Classification, Control and Appeal) Rules, 1991.

2. The substance of the imputations of misconduct or misbehaviour in respect of which the inquiry is proposed to be held is set out in the enclosed statement of articles of charges (Annexure-I). A statement of the imputations of misconduct or misbehaviour in support of each article of charge is enclosed (Annexure-II). A list of documents by which, and a list of witnesses by whom, the articles of charges are proposed to be sustained are also enclosed (Annexure-III and IV).

3. Sri B.Veeranna, the then Executive Engineer, Panchayat Raj Division, Jammalamadugu, Y.S.R. Kadapa District and now retired is directed to submit his written statement of defence within ten (10) days of the receipt of this order.

4. Sri B.Veeranna, the then Executive Engineer, Panchayat Raj, Jammalamadugu, Y.S.R. Kadapa Dist. and now retired is informed that an inquiry will be held only in respect of those articles of charge as are not admitted. He should, therefore, specifically admit or deny each article of charge.

5. Sri B.Veeranna, the then Executive Engineer, Panchayat Raj, Division, Jammalamadugu, Y.S.R. Kadapa Dist. and now retired is further informed that if he does not submit his written statement of defence on or before the date specified in para 3 above or otherwise fails or refuses to comply with the provisions of rule 20 of Andhra Pradesh Civil Services (Classification, Control and Appeal) Rules, 1991 or the order/directions issued in pursuance of the said rules, the Inquiry Authority may hold the inquiry against him ex-parte, based on the material available on record.

6. Sri B.Veeranna, the then Executive Engineer, Panchayat Raj Division, Jammalamadugu, Y.S.R. Kadapa Dist. and now retired is invited to Rule 24 of the Andhra Pradesh Civil Services (Conduct) Rules, 1964, under which no Government servant shall bring or attempt to bring any political or outside influence to bear upon any superior authority to further his interest in respect of matters pertaining to his service under the Government. If any representation is received on his behalf from another person in respect of any matter dealt with these proceedings it will be presumed that Sri B.Veeranna, the then Executive Engineer, Panchayat Raj Division, Jammalamadugu, Y.S.R. Kadapa District and now retired is aware of such a representation and that it has been made at his instance and action will be taken against him for violation of rule 24 of the Andhra Pradesh Civil Services (Conduct) Rules, 1964.

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7. The receipt of this G.O. shall be acknowledged forthwith.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

Dr. K.S. JAWAHAR REDDY
PRINCIPAL SECRETARY TO GOVERNMENT (PR, RWS&S)

To
Sri B.Veeranna, the then Executive Engineer, Panchayat Raj Division, Jammalamadugu, Y.S.R. Kadapa District and now retired **through** the Engineer-in-Chief, Panchayat Raj, Andhra Pradesh, Vijayawada
The Engineer-in-Chief, Panchayat Raj, Andhra Pradesh, Vijayawada (with a request to serve and return the acknowledged copy and Written Statement of Defense).

Copy to:

The General Administration (Vigilance & Enforcement) Department, Administrative Block, 2nd floor , Pandit Nehru Bus Station, Vijayawada.
The Secretary, Andhra Pradesh Vigilance Commission, 5th Block, first floor, Secretariat Buildings, Velagapudi, Guntur District.
The Panchayat Raj & Rural Development (Estt.I) Department.
S.f./S.c.

//FORWARDED::BY ORDER//

SECTION OFFICER

ANNEXURE-1

STATEMENT SHOWING THE ARTICLE OF CHARGES FRAMED AGAINST SRI B.VEERANNA, THE THEN EE., P.R. DIVISION, JAMMALAMADUGU, Y.S.R.DIST. AND NOW RETIRED.

CHARGE:

That Sri B.Veeranna, the then Executive Engineer, Panchayat Raj Division, Jammalamadugu, Y.S.R. District and now retired has committed grave irregularities in execution of the project for Comprehensive development of SC/ST Colony of Jammalamadugu Mandal, causing loss to the Government exchequer to a tune of Rs.7,50,980/-, in as much as he

i. Allowed payment of Rs.34,526/- for gravel shoulders without execution.
ii. Allowed payment without ascertaining the quality of work executed resulting in substandard quality of work and caused loss of Rs.7,16,454/- to the Government exchequer and laid CC pavement without obtaining mix design report and giving approval.
iii. The work was not check-measured as per guidelines of APPW account code.
iv. Issued proceedings changing grade of concrete from M30 to M20 for CC pavement after execution to safeguard the erring officials, though not competent.
v. Sub grade soil exploration was not conducted and the crust of the pavement was neither designed nor approved.

Thus, Sri B.Veeranna, the then EE., P.R. Division, Jammalamadugu, Y.S.R. Kadapa Dist. by his above mentioned acts, has exhibited lack of integrity, devotion to duty and conduct unbecoming of a Govt. Servant, in contravention of Rule – 3 of Andhra Pradesh Civil Services (Conduct) Rules, 1964.

Hence, the charge.

Dr. K.S. JAWAHAR REDDY
PRINCIPAL SECRETARY TO GOVERNMENT (PR, RWS&S)

SECTION OFFICER

ANNEXURE –II

STATEMENT OF IMPUTATIONS OF MISCONDUCT OR MISBEHAVIOUR IN SUPPORT OF ARTICLE OF CHARGE FRAMED AGAINST SRI B.VEERANNA, THE THEN EE., P.R. DIVISION, JAMMALAMADUGU, Y.S.R.DIST. AND NOW RETIRED.

To improve the general quality of life in the most backward areas the Government have sanctioned the Project for Comprehensive development of SC/ST colonies under MGNREGS. As per G.O.Ms.No.389 dt:09.12.2011, the project shall be implemented in 3,294 SC/ST localities in the year 2011-12 with a total budgetary provision of Rs.746.10 Crores and to be extended to all the SC/ST localities in the state by the year 2014.

The work comprehensive development project for "Providing CC roads and Drains in Pedda Dandluru New SC Colony of Jammalamadugu Mandal" was administratively sanctioned with an estimate amount of Rs.57.10 lakhs vide proceedings No.5764/C4/EGS/2011 dated:20.01.2012 of the District Collector /DPC, MGNREGS, A.P.DWMA, YSR District, Kadapa.

The estimate was technically sanctioned by the Chief Engineer, NREGS (PR) as per the guidelines issued by the Commissioner, Rural Development Andhra Pradesh and assigned TSR No.NREGS/KDP/2011-12 dated 31.01.2012 for Rs.57.10 lakhs.

The work was entrusted on nomination basis to Sri G.Bhaskar resident of Pedda Dandluru Village, as work executing member based on the resolution of the Gram Panchayat, Pedda Dandluru. The Executive Engineer, Panchayat Raj, Jammalamadugu has entered into Memorandum of agreement with Sri G.Bhaskar, vide MOU No.2011-12 dt:01.03.2012. The agreement contract value of the work is Rs.57,09,822/- and the agreement period of the work is 12 months. The date set for completion of work is 28.02.2013.

Subsequently, the Government of Andhra Pradesh issued orders vide G.O.Ms.No.185 of the PR&RD Department dated:20.06.2012.

The work was executed through the Pedda Dandluru Gram Panchayat duly cancelling the MOU entered with work executing Members as per the above G.O. and payment was made of Gram Panchayat NREGS account.

The Vigilance & Enforcement Department has inspected the work "Providing CC Roads and Drains in Peddadandluru New SC Colony of Jammalamadugu Mandal of Kadapa District", and furnished their report Vigilance Appraisal Report No.25 (40-7/V&E/E/2015), dated:19.04.2017 and stated among others as follows:-

i. Sub grade soil exploration was not conducted and the crust of the pavement was neither designed nor approved.
ii. Allowed payment of Rs.34,526/- for gravel shoulders without laying/execution.
iii. The Executive Engineer did not check-measure the work as per guidelines of APPW account code.
iv. Laid the CC pavement without obtaining the mix design report from the agency and without approval from the competent authority.
v. Allowed payment without ascertaining the quality of CC pavement resulting in substandard quality of work, worth Rs.7, 16,454/-
vi. Executive Engineer (PR), Jammalamadugu issued proceedings vide reference R.C.No.TO/MGNREGS GO389/ JMD/2013, dt:14.04.2013, changing grade of concrete from M30 to M20 for CC pavement after execution of work and making payment, even though he is not competent to change the specification in the estimate which was sanctioned by the Chief Engineer, NREGS (PR).

Thus, the above accused officer has failed to discharge his legitimate duties properly and acted for his personal gain as he has not executed the above work as per specified provisions and caused loss to the Government to a tune of Rs.7,50,980/- in contravention of Andhra Pradesh Civil Services (Conduct) Rules, 1964.

Hence, the charge.

Dr. K.S. JAWAHAR REDDY
PRINCIPAL SECRETARY TO GOVERNMENT (PR, RWS&S)

SECTION OFFICER

ANNEXURE -III

LIST OF DOCUMENTS BY WHICH THE ARTICLE OF CHARGES FRAMED AGAINST SRI B.VEERANNA, THE THEN EE., P.R. DIVISION, JAMMALAMADUGU, Y.S.R.DIST. AND NOW RETIRED ARE PROPOSED TO BE SUSTAINED.

Vigilance Report No.25 (C.No.40-7/V&E/E/2015) dated:19.04.2017

Dr. K.S. JAWAHAR REDDY
PRINCIPAL SECRETARY TO GOVERNMENT (PR, RWS&S)

SECTION OFFICER

ANNEXURE-IV

LIST OF WITNESSESS BY WHOM THE ARTICLE OF CHARGES FRAMED AGAINST SRI B.VEERANNA, THE THEN EE., P.R. DIVISION, JAMMALAMADUGU, YSR DISTRICT AND NOW RETIRED ARE PROPOSED TO BE SUSTAINED

NIL

Dr. K.S. JAWAHAR REDDY
PRINCIPAL SECRETARY TO GOVERNMENT (PR, RWS&S)

SECTION OFFICER